CCRB INVESTIGATIVE RECOMMENDATION

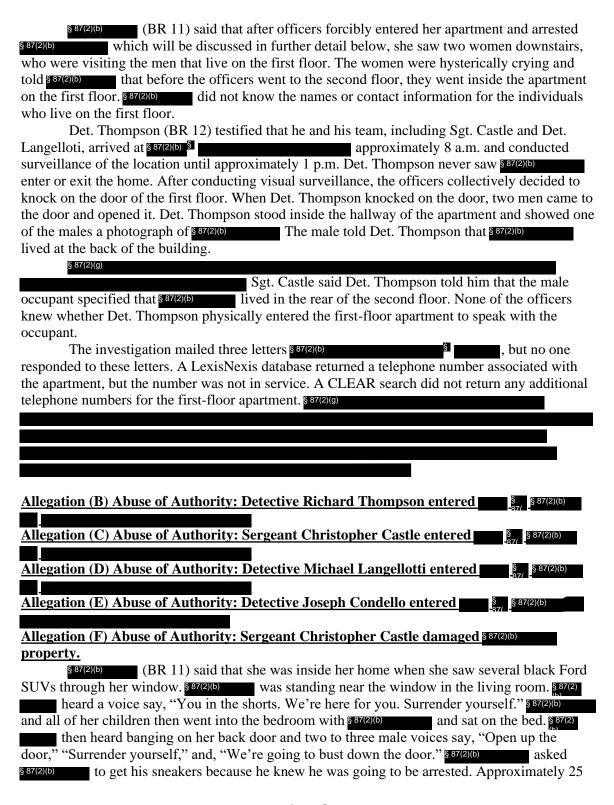
Investigator:		Team:	CCRB Case #:	Ø	Force	\checkmark	Discourt.	U.S.
Casey McCann		Squad #11	201809686	Ø	Abuse		O.L.	☐ Injury
Incident Date(s)		Location of Incident:		F	Precinct:	18	Mo. SOL	EO SOL
Tuesday, 11/06/2018 1:15 PM		§ 87(2)(b)				5	5/6/2020	12/21/2020
Date/Time CV Reported		CV Reported At:	How CV Reported:		Date/Time Received at CCRB			
Mon, 11/19/2018 12:30 AM		CCRB On-line website		Mon, 11/1		19/2018 12:30 AM		
Complainant/Victim	Type	Home Addr	ess					
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)						
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)						
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)						
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§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)						
§ 87(2)(b) § 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)						
3 o7 (2)(b)	§ 87(2)(b)	3 01 (2)(0)						
Subject Officer(s)	Shield	TaxID	Command					
1. An officer			Unknown					
2. DT2 Richard Thompson	05977	902473	WARRSEC					
3. SDS Christophe Castle	03409	928041	WARRSEC					
4. DT2 Michael Langellotti	00119	901811	WARRSEC					
5. DT2 Joseph Condello	07746	911900	WARRSEC					
Officer(s)	Allegati	on			Inve	estiga	ator Recon	nmendation
A.DT2 Richard Thompson	Abuse: I	Detective Richard Thom	pson entered § 87(2)(b)		§ 87(2)	(g)		
B.DT2 Richard Thompson	Abuse: I	Detective Richard Thom	pson entered § 87(2)(b)		§ 87(2)(g)		
C.SDS Christophe Castle	Abuse: S	Sergeant Christopher Ca	stle entered § 87(2)(b)		§ 87(2))(g)		
D.DT2 Michael Langellotti	Abuse: I	Detective Michael Lange	ellotti entered § 87(2)(b)		§ 87(2)(g)		
E.DT2 Joseph Condello	Abuse: I	Detective Joseph Condel	lo entered § 87(2)(b)		§ 87(2))(g)		
F.SDS Christophe Castle	Abuse: S	Sergeant Christopher Ca	stle damaged § 87(2)(b)		S [§ 87(2])(g)		
G.DT2 Joseph Condello	1 1 2	Detective Joseph Condel with the use of force.		nd§8	§ 87(2))(g)		
H.DT2 Joseph Condello		Detective Joseph Condel use of force.	llo threatened § 87(2)(b)		§ 87(2)	(g)		
I.DT2 Joseph Condello		Detective Joseph Condeluse of force.	llo threatened § 87(2)(b)		§ 87(2))(g)		
J. An officer	Force: A	n officer used physical	force against § 87(2)(b)		§ 87(2)	(g)		

Officer(s)	Allegation	Investigator Recommendation
K. An officer	Discourtesy: An officer spoke discourteously to §87(2)(b)	§ 87(2)(g)
L.DT2 Richard Thompson	Abuse: Detective Richard Thompson refused to show the arrest warrant to §87(2)(b)	§ 87(2)(g)
M. An officer	Abuse: An officer entered § 87(2)(b)	§ 87(2)(g)

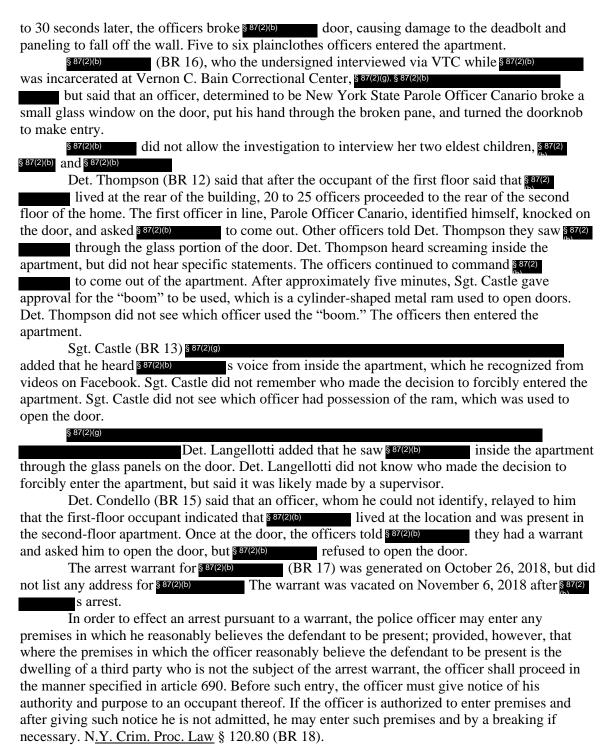
Case Summary

<u>cuse summary</u>
On November 19, 2018, §87(2)(b) filed this complaint on the CCRB's website.
On November 6, 2018, at approximately 1:15 p.m., members of the New York/New
Jersey Regional Fugitive Task Force, including Detective Richard Thompson, Sergeant
Christopher Castle, Detective Michael Langellotti, and Detective Joseph Condello, all of the
Warrant Section, went to \$87(2)(b) pursuant to an arrest
warrant for \$87(2)(b) husband, \$87(2)(b) Several other law enforcement agencies were
also present at the location.
Det. Thompson entered \$87(2)(b) \$
(Allegation A: Abuse of Authority, §87(2)(9) Det. Thompson, Sgt. Castle, Det.
Langellotti, and Det. Condello entered 87(2)(b) and Sgt. Castl
damaged § 87(2)(b) property (Allegations B-E: Abuse of Authority, § 87(2)(9) and
Allegation F: Abuse of Authority, \$87(2)(9)). Det. Condello allegedly pointed a taser at \$87(2)
and § 87(2)(b) (Allegation G:
Abuse of Authority, \$87(2)(9)). Det. Condello pointed a taser at \$87(2)(b) and \$87(2)
(Allegation H: Abuse of Authority, \$87(2)(9) and Allegation I: Abuse of
Authority, \$87(2)(9) . An officer allegedly used physical force against \$87(2)(b) an
K: Discourtesy, \$87(2)(9)). Det. Thompson refused to show the arrest warrant to
(Allegation L: Abuse of Authority, \$87(2)(9)). After \$87(2)(b) was arrested
an officer allegedly reentered \$87(2)(b) to obtain dropped belongings
(Allegation M: Abuse of Authority, \$87(2)(9)
was arrested pursuant to an arrest warrant. No other individuals were
arrested or summonsed during this incident.
Cell phone footage of this incident was obtained and will be discussed in further detail
below.
Findings and Recommendations
Allegation (A) Abuse of Authority: Detective Richard Thompson entered
Anegation (A) Abuse of Authority. Detective Richard Thompson entered
\$ 07/0\/a\
§ 87(2)(g)

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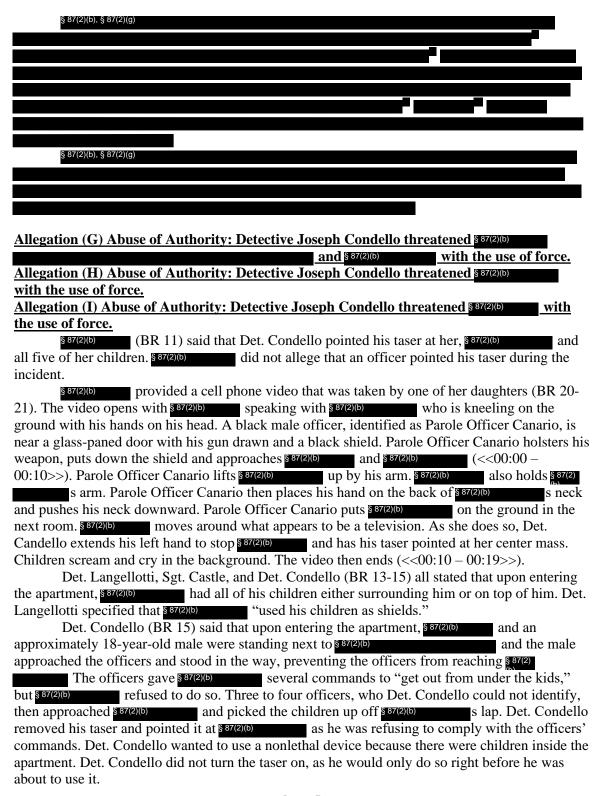


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Police officers lawfully entered the defendant's house to execute a bench warrant for the defendant's brother, as the officers reasonably believed that the brother, who resided at the same house, was present when they entered. <u>People v. Jones</u> 99 A.D.3d 1254 (2012) (BR 19).

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Once \$87(2)(b) was in handcuffs, \$87(2)(b) s older children tried to prevent the officers from removing \$87(2)(b) from the apartment. Det. Condello told the children to "stay away" and "step back," but they did not comply. Det. Condello "could have" pointed the taser at the members of \$87(2)(b) s family, but he did not have a specific recollection of doing so.
Det. Condello reviewed the cell phone video footage and confirmed at the 00:17 mark that he is the officer with the taser pointed. Det. Condello could not tell where he was pointing the taser based on the angle of the footage. Det. Condello never intentionally pointed the taser at \$87(2)(b)
CEWs (Conducted Electrical Weapons) should only be used against persons who are actively resisting, exhibiting active aggression, or to prevent individuals from physically injuring themselves or other persons. Active aggression consists of a threat or overt act of an assault (through physical or verbal means), coupled with the present ability to carry out the threat or assault, which reasonably indicates that an assault or injury to any person is imminent. It is strictly prohibited to use the CEW on persons as a form of coercion or punishment and on persons who passively resist (e.g. going lump, offering no active physical resistance). The CEW should generally not be used on children. MYPD Patrol Guide Procedure 221-08 (BR 22).
3 o1(2)(b), 3 o1(2)(g)
§ 87(2)(b), § 87(2)(g)
§ 87(2)(b), § 87(2)(g)
Allegation (J) Force: An officer used physical force against \$87(2)(b) Allegation (K) Discourtesy: An officer spoke discourteously to \$87(2)(b) \$87(2)(b), \$87(2)(g)
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§ 87(2)(b), § 87(2)(g) said that an officer, described as a
white male, 5'10" to 5'11" tall, approximately in his early 50s, with average build, and wearing a
black baseball cap and windbreaker, put his knee in §87(2)(b) s back and punched him one
time in the left side of his face, while Parole Officer Canario handcuffed him. § 87(2)(b) could
not describe the white male officer further. §87(2)(b) attributed the punch to Parole Officer
Canario.
said that when §87(2)(b) was brought out of the apartment, she
continued to ask the officers, "Why are you doing this? What's going on?" An officer, described
as a white male with gray hair, 6'1" to 6'2" tall, stocky build, approximately in his 50s, and
wearing a plaid flannel shirt and jeans, responded, "Shut the fuck up." said that
Parole Officer Canario responded, "You already know what the fuck he did," and did not say an
officer told \$87(2)(0) to "shut the fuck up."
Det. Thompson, Sgt. Castle, Det. Langellotti, and Det. Condello, who are all white males
ranging from 40 years old to 52 years old, denied punching \$87(2)(b) or seeing any other
officer do so. All of the officers denied using profanity during the incident.
§ 87(2)(b), § 87(2)(g)
All
Allegation (L) Abuse of Authority: Detective Richard Thompson failed to show the arrest
warrant to \$87(2)(b)
(BR 11) said that throughout the incident, she asked all the officers to see the
warrant, but they all ignored her. § 87(2)(b) made no mention that § 87(2)(b) asked to see
the arrest warrant or that an officer refused to show it to her.
Det. Thompson (BR 12) said he had a copy of the arrest warrant on his person, but that
never asked him to see it. Det. Thompson is only required to show the arrest warrant
to the subject of the warrant.
Upon request of the defendant, the officer must show him the warrant if he has it in his
possession. The officer need not have the warrant in his possession, and, if he has not, he must
show it to the defendant upon request as soon after the arrest as possible. N.Y. Crim. Proc. Law §
120.80 (BR 18).
§ 87(2)(b), § 87(2)(g)
Allegation (M) Abuse of Authority: An officer entered \$\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
-877a -
(BR 11) said that once §87(2)(b) was placed into a police vehicle, she
attorneys, when \$87(2)(b) told her that an officer was back inside the apartment. \$87(2)(b)
then saw that the officer, described as a white male with gray hair, 6'1" to 6'2" tall, stocky build,
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approximately in his 50s, and wearing a plaid flannel shirt and jeans, had dropped some belongings near the door, including an EZ-Pass. The officer did not alert §87(2)(6) that he was back inside the apartment. A_S § 87(2)(b) did not allow the investigation to interview § 87(2)(6) a statement was not obtained from him. Det. Thompson, Sgt. Castle, Det. Langellotti, and Det. Condello (BR 12-15) denied reentering the apartment to obtain dropped belongings and all denied having any knowledge of another officer doing so. § 87(2)(b), § 87(2)(g) **Allegations Not Pleaded** both stated that all of the officers pointed their guns at § 87(2)(b) and § 87(2)(b) them and their children. This allegation was subsumed with the entry. § 87(2)(b) and § 87(2)(b) alleged that a black male officer grabbed § 87(2)(b) by his neck, put him on the ground, and kicked him. § 87(2)(b) alleged that he asked this officer if he had a warrant and this officer replied, "I don't give a fuck about no fucking warrant. You're a fucking coward." \$87(2)(b) also alleged that he asked this officer for his name, but the officer said, "You'll see me when you get out." The investigation determined this officer to be Parole Officer Canario. § 87(2)(9) **Civilian and Officer CCRB Histories** This is the first CCRB complaint to which § 87(2)(b) have been a party and § 87(2)(b) (BR 04-10). Det. Thompson has been a member of service for 26 years and has been a subject in 12 prior CCRB complaints and 15 allegations, one of which was substantiated. 200711810 involved a substantiated allegation of premises entered and/or searched against Det. Thompson. The Board recommended charges and the NYPD did not impose discipline. Sgt. Castle has been a member of service for 17 years and has been a subject in six prior CCRB complaints and 17 allegations, none of which was substantiated. §87(2)(9) Det. Langellotti has been a member of service for 26 years and has been a subject in four prior CCRB complaints and nine allegations, none of which was substantiated. Det. Condello has been a member of service for 25 years and has been a subject in one prior CCRB complaint and one allegation, which was not substantiated. § 87(2)(9)

Mediation, Civil and Criminal Histories

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Notice of Claim	being riled in regar	rd to this complaint (BR 01).	
§ 87(2)(b), § 87(2)(c)			
8 97/2\/b) 8 97/2\/c)			
§ 87(2)(b), § 87(2)(c)			
Squad No.:			
Investigator:			
	Signature	Print Title & Name	Date
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Squad Leader:			
	Signature	Print Title & Name	Date
Reviewer:			

Print Title & Name

Date

As of April 5, 2019, the New York City Office of the Comptroller has no record of a

This complaint was not suitable for mediation.

Signature

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